

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY  D.C.

05 JUN -7 PM 3:49

Robert R. Di Tollo  
CLERK, U.S. DIST. CT.  
W. D. OF TN, MEMPHIS

UNITED STATES OF AMERICA,

Plaintiff,

v.

Civil No. 04-2344

One 1999 Yamaha Banshee ATV Twin 350,  
VIN JY43GGW05XA175050, with All  
Appurtenances and Attachments Thereon,

One 1999 Yamaha Banshee ATV Twin 350,  
VIN JY43GG0321C024827, with All  
Appurtenances and Attachments Thereon,

Miscellaneous Jewelry,

Defendants.

---

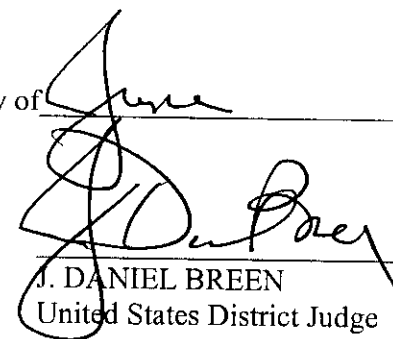
**ORDER GRANTING GOVERNMENT'S MOTION TO DISMISS COMPLAINT**

---

Before the Court is the government's motion to dismiss the Verified Complaint of Forfeiture in this case as moot. This case was previously stayed on the government's motion because of the related criminal case of United States v. Eric Brown, et al, No. 03-20169-B. As it now appears that not only has that case been resolved, but it has also resulted in the forfeiture of the defendant properties, this action is now moot.

Therefore, upon motion of the United States, the complaint in the above-styled case is DISMISSED.

IT IS SO ORDERED, this 7<sup>th</sup> day of June, 2005.

  
J. DANIEL BREEN  
United States District Judge



# Notice of Distribution

This notice confirms a copy of the document docketed as number 16 in case 2:04-CV-02344 was distributed by fax, mail, or direct printing on June 8, 2005 to the parties listed.

---

Christopher E. Cotten  
U.S. ATTORNEY'S OFFICE  
167 N. Main St.  
Ste. 800  
Memphis, TN 38103

Honorable J. Breen  
US DISTRICT COURT